

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Gail A. Alverson, Charles David Callahan II, Susan L. Coatney,
Brian D. Koblenz, Richard D. Korry, and Burton J. Smith
Application No. : 09/192,205
Filed : November 13, 1998
For : USER PROGRAM AND OPERATING SYSTEM INTERFACE IN
A MULTITHREADED ENVIRONMENT

Docket No. : 902115.401

Box Missing Parts
Assistant Commissioner for Patents
Washington, DC 20231

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73 AND POWER OF ATTORNEY

The undersigned, being Assignee of the entire interest in the above-identified application by virtue of an Assignment filed concurrently herewith, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventor.

Assignee hereby appoints RICHARD W. SEED, Reg. No. 16,557; ROBERT J. BAYNHAM, Reg. No. 22,846; EDWARD W. BULCHIS, Reg. No. 26,847; GEORGE C. RONDEAU, JR., Reg. No. 28,893; DAVID H. DEITS, Reg. No. 28,066; WILLIAM O. FERRON, JR., Reg. No. 30,633; PAUL T. MEIKLEJOHN, Reg. No. 26,569; DAVID J. MAKI, Reg. No. 31,392; RICHARD G. SHARKEY, Reg. No. 32,629; DAVID V. CARLSON, Reg. No. 31,153; MAURICE J. PIRIO, Reg. No. 33,273; KARL R. HERMANN, Reg. No. 33,507; DAVID D. MCMASTERS, Reg. No. 33,963; MICHAEL J. DONOHUE, Reg. No. 35,859; CHRISTOPHER J. DALEY-WATSON, Reg. No. 34,807; STEVEN D. LAWRENZ, Reg. No. 37,376; ROBERT G. WOOLSTON, Reg. No. 37,263; ELLEN M. BIERMAN, Reg. No. 38,079; PAUL T. PARKER, Reg. No. 38,264; JOHN C. STEWART, Reg. No. 40,188; ANN T. KADLECEK, Reg. No. 39,244; DAVID W. PARKER, Reg. No. 37,414; BRIAN G. BODINE, Reg. No. 40,520; FRANK ABRAMONTE, Reg. No. 38,066; E. RUSSELL



TARLETON, Reg. No. 31,800; FREDERICK M. FLIEGEL, Reg. No. 36,138; JAN CAROL WHITE, Reg. No. 41,181; THOMAS L. EWING, Reg. No. 34,328; KEVIN S. COSTANZA, Reg. No. 37,801; DALE C. BARR, Reg. No. 40,498; KEVIN S. ROSS, Reg. No. 42,116; PAUL F. RUSYN, Reg. No. 42,118; JOHN M. WECHKIN, Reg. No. 42,216; THOMAS E. LOOP, Reg. No. 42,810; STEPHEN J. ROSENMAN, Reg. No. 43,058; BRIAN L. JOHNSON, Reg. No. 40,033; JAMES D. WHITE, Reg. No. P-43,985; KIMTON N. ENG, Reg. No. P-43,605; SUSAN DENISE BETCHER, Reg. No. P-43,498; and DENNIS M. DEGUZMAN, Reg. No. 41,702, comprising the firm of SEED AND BERRY LLP, 6300 Columbia Center, Seattle, Washington 98104-7092, as its attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. Please direct all telephone calls to Maurice J. Pirio at (206) 622-4900 and telecopies to (206) 682-6031.

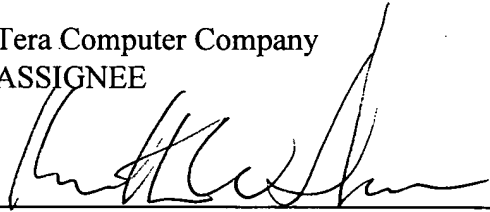
Please direct all communications to:

Maurice J. Pirio, Esq.
Seed and Berry LLP
6300 Columbia Tower
701 Fifth Avenue
Seattle, Washington 98104-7092

Pursuant to 37 C.F.R. § 3.73, the undersigned duly authorized designee of Assignee certifies that the evidentiary documents have been reviewed, specifically the Assignment to Tera Computer Company filed concurrently herewith for recording, a copy of which is attached hereto, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Tera Computer Company
ASSIGNEE

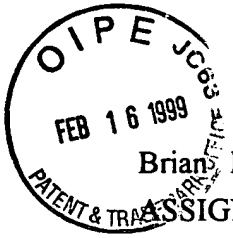
February 8, 1999
DATE


Kenneth W. Johnson
Chief Financial Officer & General Counsel

Enclosure:
Copy of Assignment

#3

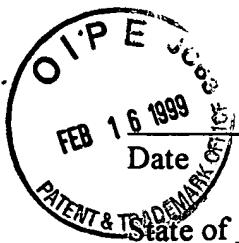
ASSIGNMENT



WHEREAS, we, Gail A. Alverson, Charles David Callahan, II, Susan L. Coatney, Brian D. Koblenz, Richard D. Korry and Burton J. Smith (hereinafter referred to as ASSIGNORS), having post office addresses of 6827 54th Avenue Northeast, Seattle, WA, 98115; 3003 Northeast 193rd, Seattle, WA, 98155; 28925 Thirteenth Avenue South, Federal Way, WA, 98003; 2644 West Boston Street, Seattle, WA 98199; 2108 Northeast 81st Place, Seattle, WA, 98115; and 923 21st Avenue East, Seattle, WA 98112, respectively, are the joint inventors of an invention entitled "USER PROGRAM AND OPERATING SYSTEM INTERFACE IN A MULTITHREADED ENVIRONMENT," as described and claimed in the specification for which an application for United States letters patent was filed on November 13, 1998, and assigned Application No. 09/192,205.

WHEREAS, Tera Computer Company (hereinafter referred to as ASSIGNEE), a corporation of the State of Washington having a place of business at Merrill Place, 411 First Avenue South, Suite 600, Seattle, WA 98104, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for litigation regarding letters patent, or for the purpose of protecting title to said invention or letters patent therefor.



Date 2/4/99
State of Washington
County of King

Gail A. Alverson
Gail A. Alverson

ss.

I certify that I know or have satisfactory evidence that Gail A. Alverson is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 2/4/99
Signature of Notary Public Carol Lynn Schlaff
Printed Name Carol Lynn Schlaff
My appointment expires 11/20/99

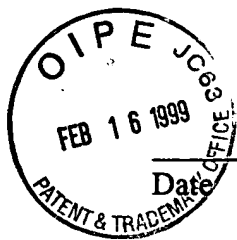
2/4/99
Date
State of Washington
County of King

Charles David Callahan, II
Charles David Callahan, II

ss.

I certify that I know or have satisfactory evidence that Charles David Callahan, II is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 2/4/99
Signature of Notary Public Carol Lynn Schlaff
Printed Name Carol Lynn Schlaff
My appointment expires 11/20/99



2/4/99

Date

Susan L. Coatney
Susan L. Coatney

State of Washington)

County of King)

ss.

I certify that I know or have satisfactory evidence that Susan L. Coatney is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 2/4/99

Signature of Notary Public Carol Lynn Schlaff

Printed Name Carol Lynn Schlaff

My appointment expires 11/20/99

2/4/99

Date

Brian D. Koblenz
Brian D. Koblenz

State of Washington)

County of King)

ss.

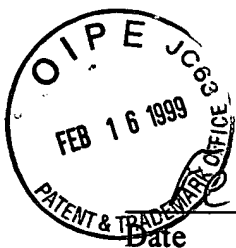
I certify that I know or have satisfactory evidence that Brian D. Koblenz is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 2/4/99

Signature of Notary Public Carol Lynn Schlaff

Printed Name Carol Lynn Schlaff

My appointment expires 11/20/99



Feb 4, 1999
Date

Richard D. Korry
Richard D. Korry

State of Washington)

County of King)

ss.

I certify that I know or have satisfactory evidence that Richard D. Korry is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 2/4/99

Signature of Notary Public Carol Lynn Schlaff

Printed Name Carol Lynn Schlaff

My appointment expires 11/20/99

Feb. 8, 1999
Date

B. J. Smith
Burton J. Smith

State of Washington)

County of King)

ss.

I certify that I know or have satisfactory evidence that Burton J. Smith is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 2/8/99

Signature of Notary Public Carol Lynn Schlaff

Printed Name Carol Lynn Schlaff

My appointment expires 11/20/99

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